Pet 578 Draft 7-9-95

MYSORE DEWAN'S OFFICE,

PETITION DEPARTMENT.

OFFICIAL MEMORANDUM.

The accompanying Appeal Petition No. 713 dated 5-11-94 received at the Dewan's Office from Addegowda, Lingegowda and Puttasomegowda, of Makonahalli village Mudgere Tk., appealing against the Dy. Com^r order passed on the Tahsildar Parent Takta of Chendrapura village regarding a certain encroachment

L. R. 145-943

is forwarded, together with its one enclosures, to the Deputy Commissioner of the Kadur District for submission of the entire proceedings connected with the case, together with a full report of the facts of the case, and on the points urged in the petition.

2. The petition with its enclosure should be returned.

3. The Dy Com^r is also requested to ascertain and report the date of his order appealed against

By order,

C2 3-9-95

Chief Secretary.

BANGALORE,
4 September 1895.
7

G. F. 1894

G. R. S. IX-5]

Previous references.

1894-95
~~192~~.
(L. R.)

File No 145 of 94.

Serial Nos 1 to 12

Later reference.

L. R. 582-03-04
B. July. 05
(as it noted on the file boards)

GENERAL AND REVENUE SECRETARIAT

Serial Nos. 1 to 12

M ~~Part~~ B for April 1898

SUBJECT.

Appeal of Thippegowda and others of Makenahalli, Malavalli Taluk regarding the encroachment of Govt land.

W.D. 2223—G.P.B.—20,000—4-6-29

Indexed

only such land was measured into the numbers, as was in the actual possession

Continued in page No. 3.

3

~~Collr & Coms~~ Survey Supt's No 400 d 13/12/97

possession and enjoyment of the Khatedars. The extents actually found in the occupancy enjoyment during the resurvey of 1894 were 20-8 & 20-25 respectively hence the Dy Comr concludes that there has been encroachments to the extent of ~~1-0-0~~ 11-38 & 10-22 by the Khatedars of Sno 143 & 144 respectively

The petitioners refer to the extents given in the Settlement Register but furnish copy of the Tasdik Patrak given by the Survey Supt it appears that out of the extent of 75-35 comprised in Sno 144, only 10 acres were granted to the occupants & that a resurvey was contemplated (there is no mention about Sno 143 in this copy).

The encroachment seem to be clear but owing to the errors in the Survey itself, the Dy Comr has not fixed the assessments but has ordered the taking the encroached portion in plots of 5 acres each

The Appellants' prayer is
that the encroached portion
may be given to them from the
upset price
It appears from the Revenue
that Mr. J.E. Hamilton of
Edmondston estate has
applied for the whole of
Survey No 34 (of which Peter's land
are subdivisional numbers) * Mahasuriya 223 – 31
(Serial No 1/3 Sheet No 29) at
the rate of 550 Rs (No 40
Sheet No 29). The D.J. Court's latest
order (so far as appears from the papers
here) is "Mr Hamilton's application
will be disposed on the settlement
of the encroachment" (D 27/2/95
Serial No 8/2 of Sheet No 29)

Dist. Govt Counsel
Ms 15/1/98

Rs 70/-
18/1/98

Under all the circumstances
of the case it seems
to be equitable
that the Peters should
be allowed to retain
the land in dispute
free of the original
upset price

Your assessment
Order and
Decree
23.3.98

Ms 26/3/98
R.D. Obeyesekere
26/3/98

(1)

5

Gen. Serial No. 32.]

1894

No. 6054

Name of Petitioner.

Village.

Taluk.

District.

Date of Arzi. 10-10-94

Date of Receipt. 24-10-94

Date of Disposal.

No. of Enclosures. Nil.

ABSTRACT.

Pet 578 Draft 7-9-95

MYSORE DEWAN'S OFFICE,

PETITION DEPARTMENT.

OFFICIAL MEMORANDUM.

The accompanying Appeal Petition No. 713 dated 5-11-94 received at the Dewan's Office from Addegowda, Lingegowda and Puttasomegowda, of Makonahalli village Mudgere Tk., appealing against the Dy. Com^r order passed on the Tahsildar Parent Takta of Chendrapura village regarding a certain encroachment

L. R. 145-943

is forwarded, together with its one enclosures, to the Deputy Commissioner of the Kadur District for submission of the entire proceedings connected with the case, together with a full report of the facts of the case, and on the points urged in the petition.

2. The petition with its enclosure should be returned.

3. The Dy Com^r is also requested to ascertain and report the date of his order appealed against

By order,

C2 3-9-95

Chief Secretary.

BANGALORE,
4 September 1895.
7

(6)

(2) [illegible]

(3) [illegible]

(4) [illegible]

(5) [illegible]

(6) [illegible]

(7) [illegible]

1054 394-95 7

Gen. Serial No. 32.]

1895

No. 773

Name of Petitioner. [illegible]

Village. [illegible]

Taluk. Mangalore

District. Kanara

Date of Arzi. 6-11-94

Date of Receipt. 12-8-95 [illegible]

Date of Disposal.

No. of Enclosures.

L.R. 14-5-94-2

ABSTRACT.

[illegible]

Gen. Secretariat No. 31.]

From The Deputy Commissioner
Kadur District

To. The Revenue Secretary
to the Government of Mysore

Dated 19th
Despatched 20th September 1895
Received

Enclosures No.

General No. 2455 / 1895-96.
No.

With reference to his Official Memo No. Rel/578 dated 4th instant calling for a report on the petition from Oddegowda & ors of Ina-Kenhalli village of the Mudgere Taluk, appealing against the undersigned's order regarding a certain encroachment, has the honor to state that as there is some recent dispute regarding the boundaries of Surveys Nos. 142, 143 and 144

L.R. 145-94-4

of the Inakenahalli village to which the undersigned's orders relate, a detailed report will be made after personal inspection as early as possible at the ensuing Jamabandi, on receipt of Original Tippans &c from the Revenue Survey Superintendent to whom a reference has this day been made.

H H Lindley
Deputy Commissioner,
Kadur District

Encl

Pet dated 4-10-95

Recd 23.9.95. 745

Forwarded to the Superintendent Revenue Survey, in original, for report.

By order

4th October 95

(signed) B. Ramaswamy Iyer

Asstt relating

copying.

D. G. VI

11761

L. R.

Gen. 31.]

1895

From The Deputy Commissioner Kadur District

To The Revenue Survey Supt in Mysore

Dated 19
Despatched 20 } th September 95
Received

General No. 1238
No. [illegible] 18 95-96

Enclosure No one file V. P.

In forwarding the enclosed correspondence for perusal and obliging return, ending with the Mudgere Amildar's No 375 dated 20th ultimo regarding the alleged unauthorised occupation of pieces of lands out of Chendrapur No 34 by the holders of Survey Nos 142 & 143 and 144 of the Hakenhalli village in the Mudgere Taluk, has the honor to state that from the

the Surveyor's report and the boundary marks of the said lands of Makenahalli village. It would appear that the lands in question were in the enjoyment of the holders thereof from several years. In order to ascertain this point and to reply to Govt on the appeal preferred by the holders of the Makenhalli lands, the undersigned requests that he will kindly favor him with the marginally noted references as he intends making a personal inspection with the District Surveyor at the time of the ensuing Jamabandi

(Signed) H. H. Sparkes
Depy Comr, Kadur Dt

Tippoo's Survey of Chendra
-pur Survey No. 34 and Makenhalli Survey
Nos 143 and 144 — and old maps of the
Makenhalli and Chendrapur villages

शङ्खमाला-शङ्खकुण्डलधारिणम्-श्रीकृष्णम्
पश्यन्ती-सा-वृद्धा-गोपी-श्रीकृष्णस्य-मुखं-
दृष्ट्वा-तस्य-श्रीकृष्णस्य-मुखं-कमल-इव-
सुन्दरं-मनोहरं-च-आसीत्-तस्य-मुखं-
शरत्-काल-कमल-इव-सुन्दरं-आसीत्-
तस्य-मुखं

13

one rupee
stamp affixed

1894

Civil

II

ಅಲ್ಲಿ ಸಂಸ್ಕೃತ ಪಾಠಶಾಲೆಯಲ್ಲಿ ಕಲಿತು ಪರೀಕ್ಷೆಯಲ್ಲಿ ಉತ್ತೀರ್ಣರಾಗಿ ಬಂದ ಮೇಲೆ ಅವರು ಮಾಡಿದ ಕೆಲಸ ಅಂದರೆ ಅವರ ಹಿರಿಯರ ಕಾಲದಿಂದಲೂ ಬಂದಿದ್ದ ಪೌರೋಹಿತ್ಯ ವೃತ್ತಿಯನ್ನು ಅವಲಂಬಿಸಿ ಜೀವನ ಸಾಗಿಸುವುದು. ಆದರೆ ಅವರಿಗೆ ಆ ವೃತ್ತಿಯಲ್ಲಿ ಆಸಕ್ತಿ ಇರಲಿಲ್ಲ. ಅವರಿಗೆ ಆಸಕ್ತಿ ಇದ್ದದ್ದು ಸಂಸ್ಕೃತ ಸಾಹಿತ್ಯದಲ್ಲಿ. ಅದರಲ್ಲಿಯೂ ಕಾವ್ಯಗಳಲ್ಲಿ. ಅವರು ಸಂಸ್ಕೃತ ಕಾವ್ಯಗಳನ್ನು ಓದಿ ಅರ್ಥ ಮಾಡಿಕೊಳ್ಳುವುದರಲ್ಲಿ ಮಗ್ನರಾಗಿದ್ದರು. ಅವರ ಮನೆಯಲ್ಲಿ ಸಂಸ್ಕೃತ ಕಾವ್ಯಗಳ ಸಂಗ್ರಹವಿತ್ತು. ಅವರು ಅವು

ii

iii

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VIII A

IIA VII

AE

VI

IX

XI

X

REVENUE DEPARTMENT
Gl. No. 4471
Pet. No. 386
9 DEC. 95
DEWAN'S OFFICE.

Gen. Serial No. 31

From The Asstly Commissioner
Kadur District

To Revenue
The Secretary to the Government
~~Dewan~~ of Mysore.

Dated 6th
Despatched 7th } December 1895.
Received

Enclosures—No.

General No. 390 } 1895-96.
No.

Stating that for reasons given a full report on the petition of Coodi Gowda &c of Makonahally, Mudegere Taluq, regarding certain encroachment, will be submitted on the completion by the District Surveyor of a detailed survey of the Village shewing the areas actually cultivated as against those of the Village Map.

L.R. 145-96-6

Read
11/12/1895

Say that the report is awaited

Submitted to the Hon. Secretary
11-12-95

Deputy Commr's Office
Kadur District.
Dated, Chickmagalur, 6th December 1895.

From,

The Dy Commissioner
Kadur District.

To,

The Revenue Secretary to the
Government of
Mysore.

Sir,

In reply to your Memo No. Rt 578 dated 4th September 1895, enclosing petition from Dodda Gowda, &c, of Makenkalli village, Mudgere Taluk, appealing against my order regarding a certain encroachment and in reply to your docket No. 4924-1046 of the 27th Ultimo, requesting to expedite the submission of the report on the subject, I have the honor to inform you that I inspected the lands on the 4th instant in company with the District Surveyor and appellants and it then appeared to me that the lands they had cultivated were far in excess of the area they were paying tax upon. I accordingly directed the District Surveyor to measure the

[illegible]
1054

1 NOV. 94

[illegible]

[illegible]

[illegible]

[illegible]

[illegible]

[illegible]

[illegible] 30 [illegible] 1894 [illegible]
1-11

[illegible]

By order

[illegible signature]

for Chief Secretary

713
17/8/95

This petn was found among the old papers in the Chief Secy's room.

[illegible] 1894

17/8

713

[illegible]

[illegible]

[illegible]

[illegible]

[illegible]

20

1895

(7)

To

The Deputy Commissioner

Kadur District

Dated 2nd November 1895

No. 4924

P. 1045

With reference to your No. 245 dated 12th September 1895 stating that a decision regarding the petition of Gaud Gangadhar Marenhalli, Mondgere District, appealing against the Deputy Commissioner's order regarding a certain encroachment will be submitted after personal inspection.

I have the honour to request that the result may be communicated to me as early as possible for submission of the report.

By Order

Draft

Asst

for Revenue Secretary

L.R. 1405-1895

Rng

portions actually cultivated and to let me know the result. VB.

2. On the representation of the District Surveyor and from my own observation it appeared to me that the details of the Survey numbers in this village did not tally with the Map, and I accordingly ordered the District Surveyor to make a detailed survey of this village showing the areas actually cultivated as against those of the village map.

3. He is at present doing this work and his report is awaited and on receipt of it I shall be able to submit a full report upon the subject.

I have the honor to be
Sir,
Your most Obedient
H H Sparks
Dy Commissioner
Kadur Dt.

M.S.

1127

189 5 - 6

No. 2175

Name of Petitioner, Vedde Gauda and others

Village, Karekanahalli

Taluk, Mudgere

District, Kadur

Date of Arzi, 7-11-95

Date of Receipt, 17-12-95

Date of Disposal,

No. of Enclosure, nil

ABSTRACT.

With reference to the petition dated 29th ult. praying that the Kadur District Inspector may be directed to measure and demarcate the Chandrajur Kheddi and to grant them the required portion alone would be given to them, the remaining being included in Government land, that upon their re-claiming their complaint he told them that the required extent would be granted to them for 5 months, that a portion of S. No. 34 of Chandrajur purchased by one Vedde Gauda in auction ~~under~~ was applied for

ಅಂಗಡಿಯವರು ಅಕ್ಕಿಯ ಬೆಲೆಯನ್ನು ಕಿಲೋಗೆ ೪೦ ರೂಪಾಯಿಗಳಿಂದ ೫೦ ರೂಪಾಯಿಗಳಿಗೆ ಏರಿಸಿದ್ದಾರೆ. ಇದರಿಂದ ಬಡವರಿಗೆ ತೊಂದರೆಯಾಗಿದೆ.

ಅಕ್ಕಿಯ ಬೆಲೆ ಏರಿಕೆಯ ಬಗ್ಗೆ ಸಾರ್ವಜನಿಕರಿಂದ ಬಂದ ದೂರುಗಳನ್ನು ಆಧರಿಸಿ ಆಹಾರ ಮತ್ತು ನಾಗರಿಕ ಸರಬರಾಜು ಇಲಾಖೆಯ ಅಧಿಕಾರಿಗಳು ಅಂಗಡಿಗೆ ಭೇಟಿ ನೀಡಿ ಪರಿಶೀಲಿಸಿದರು. ಆಗ ಅಂಗಡಿಯವರು ಅಕ್ಕಿಯ ಬೆಲೆಯನ್ನು ಕಿಲೋಗೆ ೫೦ ರೂಪಾಯಿಗಳಿಗೆ ಏರಿಸಿರುವುದು ಕಂಡುಬಂದಿತು. ಅಂಗಡಿಯವರಿಗೆ ಅಕ್ಕಿಯ ಬೆಲೆಯನ್ನು ಕಿಲೋಗೆ ೪೦ ರೂಪಾಯಿಗಳಿಗೆ ಇಳಿಸಲು ಸೂಚಿಸಲಾಯಿತು. ಅಂಗಡಿಯವರು ಸೂಚನೆಯನ್ನು ಪಾಲಿಸಿದರು.

ಅಕ್ಕಿಯ ಬೆಲೆ ಏರಿಕೆಯ ಬಗ್ಗೆ ಸಾರ್ವಜನಿಕರಿಂದ ಬಂದ ದೂರುಗಳನ್ನು ಆಧರಿಸಿ ಆಹಾರ ಮತ್ತು ನಾಗರಿಕ ಸರಬರಾಜು ಇಲಾಖೆಯ ಅಧಿಕಾರಿಗಳು ಅಂಗಡಿಗೆ ಭೇಟಿ ನೀಡಿ ಪರಿಶೀಲಿಸಿದರು. ಆಗ ಅಂಗಡಿಯವರು ಅಕ್ಕಿಯ ಬೆಲೆಯನ್ನು ಕಿಲೋಗೆ ೫೦ ರೂಪಾಯಿಗಳಿಗೆ ಏರಿಸಿರುವುದು ಕಂಡುಬಂದಿತು. ಅಂಗಡಿಯವರಿಗೆ ಅಕ್ಕಿಯ ಬೆಲೆಯನ್ನು ಕಿಲೋಗೆ ೪೦ ರೂಪಾಯಿಗಳಿಗೆ ಇಳಿಸಲು ಸೂಚಿಸಲಾಯಿತು. ಅಂಗಡಿಯವರು ಸೂಚನೆಯನ್ನು ಪಾಲಿಸಿದರು.

for the Restoration of
Akundapur estate and
that the matter is yet
undisposed of; and that
the Privy Council is delaying
the European planters in
the exercise injustice of
the natives.

Further state that through
the Akundapur village.
has been surveyed twice
the village map is imperfect.

Prays that the matter
may be well considered by
Govt and an equitable
order passed

Bly.
21/12

MYSORE DEWANS OFFICE
PETITION DEPARTMENT
REG. D. No. 2175-76
DATE 17-12-1895

2175

8

46

17-12-1895

Appeal case relating to Petition
against order passed in
Chamarajpet Village,

III

ಕೃಷ್ಣಾಪುರದ ಶ್ರೀ ಲಕ್ಷ್ಮೀನರಸಿಂಹಸ್ವಾಮಿಯವರ ಸನ್ನಿಧಿಯಲ್ಲಿ ಪ್ರತಿವರ್ಷ ಫಾಲ್ಗುಣ ಶುದ್ಧ ಪೌರ್ಣಮಿಯಂದು ಜರುಗುವ ಜಾತ್ರೆಯ ಸಂದರ್ಭದಲ್ಲಿ ಸುತ್ತಮುತ್ತಲಿನ ಹಳ್ಳಿಗಳಿಂದ ಸಾವಿರಾರು ಭಕ್ತರು ಬಂಡಿಗಳಲ್ಲಿ ಬರುವುದು ವಾಡಿಕೆ. ಈ ಜಾತ್ರೆಯ ಮುಖ್ಯ ಆಕರ್ಷಣೆ ಎಂದರೆ ಸ್ವಾಮಿಯ ರಥೋತ್ಸವ. ಬೆಳಗಿನ ಜಾವ ಸುಪ್ರಭಾತ ಸೇವೆಯ ನಂತರ ಅಲಂಕೃತ ರಥದಲ್ಲಿ ಉತ್ಸವಮೂರ್ತಿಯನ್ನು ಪ್ರತಿಷ್ಠಾಪಿಸಿ, ಭಕ್ತರು ಜಯಘೋಷ ಮಾಡುತ್ತಾ ರಥವನ್ನು ಎಳೆಯುತ್ತಾರೆ. ರಥವು ಗುಡಿಯ ಸುತ್ತ ಮೂರು ಬಾರಿ ಪ್ರದಕ್ಷಿಣೆ ಹಾಕಿದ ನಂತರ ಮಹಾಮಂಗಳಾರತಿ ನೆರವೇರುತ್ತದೆ.

ಜಾತ್ರೆಯ ಮೊದಲ ದಿನ ಸಂಜೆ ಕುಸ್ತಿ ಪಂದ್ಯಗಳು ನಡೆಯುತ್ತವೆ. ಸುತ್ತಮುತ್ತಲಿನ ಊರುಗಳ ಪೈಲ್ವಾನರು ಭಾಗವಹಿಸುತ್ತಾರೆ. ಎರಡನೇ ದಿನ ಎತ್ತಿನ ಬಂಡಿ ಓಟದ ಸ್ಪರ್ಧೆ ಇರುತ್ತದೆ. ಮೂರನೇ ದಿನ ಸಂಜೆ ಗ್ರಾಮದ ಹಿರಿಯರಿಂದ ಧರ್ಮಸಭೆ ನಡೆಯುತ್ತದೆ. ಈ ಸಭೆಯಲ್ಲಿ ಕಳೆದ ವರ್ಷದ ಲೆಕ್ಕಪತ್ರ ಮಂಡನೆ ಮತ್ತು ಮುಂದಿನ ವರ್ಷದ ಕಾರ್ಯಕ್ರಮಗಳ ಚರ್ಚೆ ನಡೆಯುತ್ತದೆ.

ಜಾತ್ರೆಯ ಸಂದರ್ಭದಲ್ಲಿ ಅನ್ನದಾನ ಸೇವೆಯೂ ಇರುತ್ತದೆ. ಸಾವಿರಾರು ಭಕ್ತರಿಗೆ ಪ್ರತಿದಿನ ಮಧ್ಯಾಹ್ನ ಮತ್ತು ರಾತ್ರಿ ಪ್ರಸಾದ ವಿತರಣೆ ಮಾಡಲಾಗುತ್ತದೆ. ಈ ಸೇವೆಗೆ ಭಕ್ತರು ಕಾಣಿಕೆ ಹಾಗೂ ಧಾನ್ಯಗಳನ್ನು ಸಮರ್ಪಿಸುತ್ತಾರೆ. ಜಾತ್ರೆಯ ಕೊನೆಯ ದಿನ ಸಂಜೆ ಸ್ವಾಮಿಯ ಉತ್ಸವಮೂರ್ತಿಯನ್ನು ಪಲ್ಲಕ್ಕಿಯಲ್ಲಿ ಕೆರೆಯ ಬಳಿಗೆ ಕೊಂಡೊಯ್ದು ತೆಪ್ಪೋತ್ಸವ ನಡೆಸಲಾಗುತ್ತದೆ.

Reference invited.

Rec'd
1-9-96.

Submitted with the reference to the 2nd councillor's order on the petition No. 1057 dated 20-10-94.

The order appealed against was issued on 7th Dec. 1894. The appeal petition was received on 28th Dec. 1894. Order of the effect that Order of 7th Dec. 1894 was issued on 18th August 1894 and the petitioner's application for copy on 12-9-94 before however, was passed at the instance of Del. ...

Send them to the surveyor for any remarks he may wish to make regarding the dispute and encroachment referred to in the petition.

3.9.96

Rec'd

2 Dowls 6/9/96

Drafted
14/9/96

L. R. 145-94-8

Rec'd
24/8

Rec'd
26/8

GOVERNMENT REVENUE
Ch. No. 1557
Vol. No. 131
Gen. 31b AUG. 96
DEWAN'S OFFICE
60 of 96

1449

From

The Deputy Commissioner
Kadur District.

To

The Secretary to Government
General & Rev. Departments

Dated 18th

Despatched 20th August 96.

Received

General No. 120 } 1896-97.
No.

Enclosure No. Newspaper, maps & petition sent separately

+ 2nd under

Submitting report on the Appeal petition No: 713 of Odde Gowda and two others of Makmakalli Village, Mudgere Taluk, appealing against the Deputy Commissioner's order passed on the Jahgir Paisal Takta of Chandrapura Village regarding a certain encroachment

Deputy Commissioner's Office
Kaduna District
Giringazia, 5th August 1936.

From

The Deputy Commissioner
Kaduna District

To

The Secretary to Government
Kaduna Province

Sir

In reply to Government order No Pol 578 dated 4th September, 1936 and further correspondence ending with the Secretary's reminder No 601 dated the 29th ultimo, calling for a report on the petition of Idde Jonda and others of Makwanchi village, Kagoro District, appealing against my order in the encroachment by the petitioners of certain Government lands in the said village, I have the honour to report as follows:—

2. Petitioners are the occupants of

Survey No	Name	Survey Nos 142, 143 and 144 as noted in the margin, which fixes the
142	1 Idde Jonda 2 Junje Jonda	
143	1 Peter me Jonda ✓ 2 Idde Jonda ✓	
144	1 Zinje Jonda ✓	

above

shown on the survey map as situate within survey No 34 of the adjoining village of Chandrapur Jagir. The land belong to the Mauzawaili village and have never been treated in the Revenue account as "Patti" number of the latter.

(Note — 'Patti' is a term by which a field, situated in one village is referred as belonging to and forming part of another village).

The petitioners appear to have been in the occupation of the aforementioned lands, continue before the advent of the Survey, as will be seen from the Office Patta (accompaniments to the Transaction record) granted under the Patta System.

3. With the exception of the 3 pieces of land in dispute, the survey No 34 of the Chandrapur village is unoccupied.

4. In 1893-94, it was discovered that petitioners had encroached upon survey No 34 (unoccupied) of Chandrapur and cultivated the encroached extent with Office and Cowlanama.

This fact was duly brought to the Indian Office (No 5) of the year Vijaya 1893-94, by the Clerking, and the Amildar's enquiry concerning it the matter was kept for my disposal at the Janmabandi settlement of that year.

5. During the Janmabandi the parties having in my presence admitted their encroachment for 2 years previously, I passed an order in February 1894 that the encroached portion be measured off into 6 acre lots and sold by public auction, as in the meantime applications for lands in survey No 3 + with deposit of the prices have been received for purposes of proper cultivation. But pending a correct remeasurement of the lands encroached upon by the petitioners the disposal of lands in No 3 + was held in abeyance.

6. From my personal inspection of the several numbers under notice, doubts have arisen as to the correctness of the areas originally assigned to each number by the Survey

9. From the Talook records and by the petitioners own shewing the coffee and Cardamom plants on nearly all the lands now remeasured are found to be from 3 to 8 years old. This fact, I submit, is sufficient to prove the petitioners' encroachments, disregarding the question of the existence or otherwise of some of the boundary marks as urged by the petitioners.

10. The Vernacular records connected with the case are herewith submitted as called for together with a sketch map of survey Nos 142, 143 and 144 in question, distinguishing (in red) the extent as now cultivated by the petitioners from that shown on the original survey map.

11 The appeal petition is returned.

12. The reason of delay in replying to this petition is on account of my ordering a resurvey of the

two villages of Chandrapur and Hammergod owing to certain boundary disputes having arisen between the owners of these two coffee estates, Mr J. G. Hamilton and Colonel Sanderson the results of which resurvey have proved the original survey to have been wrong.

I have the honor to be

Sir

Your most obed[t] Servant

H H Parker

Deputy Commissioner

Kadur District

Department and in this case instituted by the grazing Inspector area arrived at as the resurvey done of the identical numbers by the Survey Department stands at intervals, i.e. in no two re-surveys of the same number did the areas approximate, as is apparent from the following figures taken from the Survey Department books of the Nakhonahalli village.

Survey No	Original Survey of 1871		Resurvey (year not known)		Resurvey of 1883 i.e. current area		
	A	G	A	G	A	G.	
142	—	28	60	20	10	3	
143	1	36	5	36	8	10	
144	8	27	7	20	10	5	As per Patrah.

Thus, the disparity between the original and subsequent surveys clearly leads to an inference that boundary stones were variously fixed by the Measurers deputed on different occasions.

7. In order to ascertain the actual extent of land enjoyed by the petitioners, a remeasurement of the 3 numbers in question was recently

made under my orders by the District Surveyor with the following results:—

Survey No.	Khatedar	Actual area cultivated	
		A.	G.
142	Lalajirao & Janjirao	17	5
143	Patankirao & Lalajirao	20	8
144	Bapu Gowda	20	25

5. Full facts of excessive cultivation in respect of each of the above numbers as also the disappearance from or displacement at either of the boundary marks, visual tests to an attempt on the part of the petitioners to misleading any Mamlatdar and thereby to conceal their clandestine cultivation or to an omission on the part of the Measurement Assistant by the Survey Department in not having properly fixed the boundary marks to avoid all possible future differences as regards boundaries.

37 Draft (12)

To

The Superintendent
of the Survey in Mysore

No. 2973/448 dated 14th Sept. 1896

Has the honour
to forward herewith copy
of ~~Madras Deputy Commr's~~
letter No. 120 dated 18th
August 1896 and its
Enclosures regarding
an Encroachment said
to have been made
by Uddi Gowda and
two others of Makenahelli
in the Mudgere Taluk,
and to request that
the Supdt of Survey
any remarks he may
wish to make regarding
the discrepancies of measure-
ment referred to by the
Deputy Commr. ~~in the~~
~~above letter and for kind~~
~~return when no longer required~~

By order

Draft
12

For Secretary

RCM
14/9/96

Inwards No 716

Gen. Serial No. 20.]

REVENUE & PART
Gl. No. 4335
DEC. 97
LOKAYANS OFFICE

From The Sub Collector Kadamma

To

The Chief Secretary to the Govt
Dewan of Mysore.

Dated 13th December 1897

Despatched

Received

Enclosures No. 2 files

General No. 400
No.

In reply to your Roobakari No 2993 dated 14th September 1896 (No 848)

SUBJECT:

Reporting on certain disputes of measurement referred to by the Dy Commr Kadamma in his letter No 120 of the 13th August 96 to the address of Govt.

L. R. 145 - 94-11.

Petition 15/12/97

References—(to be entered only in the Dewan's Office).

Rept 16/12/97

Rept Putteya.

Subd Nilg 18/12/97

38

Copy of the Memo

The appellants in this case are three in number viz. Appoji Gowda Khatedar of S.No. 144, & Puttamma Gowda & Linde Gowda, Patil Khatedars of S.No. 143. Hence the memorandum refers to only these two numbers. In para 2 of the D.C.'s report (No 120 & 20/8/96), the S.No. 142 is drawn in but the Khatedars are Siddi Gowda & Jungi Gowda who are not among the appellants nor were these cases brought on the Jakar Faisal Jakhta. The Jakhta mentions only the appellants & not the Khatedars of S.No. 142

= The correspondence sent by the Survey Supt. refers to S.Nos 142, 144 & 145 & the Survey Supt's final disposal refers only to S.Nos 142 & 144

= The extents of S.Nos 143 & 144 were in 1888 (when the coffee pattas were granted) 1-36 & 8-27 respectively, in 1881 (when settlement was introduced) 5-36 & 75-35 respectively & in 1883 (when resurveyed by Mayercowe) 8-10 & 10-3. During the last measurement only such Land was measured into the numbers as was in the actual

1p400 2fl

Survey Superintendent's Office
Bangalore 13th December 1894

To

The Secretary to the Government
of Mysore & Coorg Revenue Department

Sir,

I have the honor to report as follows with reference to your (Docket) P. Dis 2993 dated 24 September 1894 P. Dis 448 = ber 1894, regarding certain discrepancies of measurement in the village of Chikkanahalli of the Chikkajal Stock, as reported by the Deputy Commissioner in his letter P. No 120 of the 3rd August 1894.

2. I regret that delay which has occurred in replying to the above reference but the case required much research and enquiry.

3

3 W.D. Broadly the facts are, that the original measurement was revised by Captain Hayes and the latter officer's measurement was again revised by Colonel Lowis Lewis the discrepancies in areas at various times. The accompanying file (to be kindly returned) will explain what occurred. The final settlement by Colonel Lowis which corresponds with the present Khasi Land Limitation of Survey Area No. 23 and is the area actually cultivated by them at the time of settlement. There appears to me to be no doubt that the petitioners have

1 Ltr Comm'r S. J. of 6 Oct 1933
2 Survey Advt S. J. of 30th May 33
3 Ltr Comm'r S. J. of 9th June 1933 to the Chiefs of Mawkhyrdum
4 The Chiefs' reply to above
5 Ltr Comm'r S. J. of 13th June 33
6 Survey Advt of 13th & 20th June 1933 enclosed

Sent [illegible] enclosed
on Survey of a projected
village.

I am enclosed to your
Petitioner, [illegible]
returned.

I have the honor to be
Sir
Your most obedt. Servant
[illegible]
Surveyor Pelham

(15) U2 — Fair draft

Proceedings of the Court of Alleppey

Read

Petition No 1078 dated 20-10-96 and the subsequent petns received from Tippi ganda, Pullavazhi ganda and Adi ganda of Mallaramkulli village in the Mudigere Taluk, appealing against the ordering the Dy Comr, Kadur Dt, present on the Tahsildar's Patta Tikta of 1893-94 of Chandrapur village directing the sale of by auction of the portion of land area 3 Nos 143 and 144 of the said village, encroached upon by the petitioners

L.R. 145-94-III

2. Correspondence ending with letter No 120 dated 18-8-96, from the Dy Comr, Kadur Dt, reporting on the above ~~and subsc~~

3. Letter No 400 dated 13th December 1897, from the Supdt of Rev. Survey in Alleppey reporting on certain

certain discrepancies of measurement reported in the Dy Comm's letter, above quoted.

3. The records of the case & order-sheets: L.C. 9507-8. P.F. 69-97 dt. 1.4.98 (250)

Keeping in view that under all the circumstances of the case, it seems equitable that the petitioners should be allowed to retain the land ~~enjoyed upon~~ ~~under dispute~~ for an upset price as prayed for by them and ~~to~~ the payment of the previous three years' ~~land cess~~ assessment. The Dy Comm ~~is requested~~ will ~~to~~ act accordingly —

Cs

for Secretary 30/3/98

To L.C. 2873/98

1. The Dy Comm Kadur Dt with records. ಡಿ.ಸಿ.-ಕಡೂರು ಜಿಲ್ಲೆ

2. The Supdt of Rev Survey with Reference the enclosures of this letter. 1-4-98 (ಮೇಲ್ವಿಚಾರಕರು)

Noted 16/4/98